

ASSEMBLY BILL

No. 1489

Introduced by Assembly Member Calderon

February 22, 2005

An act to amend Section 13082 of the Financial Code, relating to point-of-sale systems.

LEGISLATIVE COUNSEL'S DIGEST

AB 1489, as introduced, Calderon. Point-of-sale systems.

Existing law requires that, whenever a point-of-sale system is changed or modified to include a video touch screen or nontactile keypad, the point-of-sale device also be equipped with a tactually discernible numerical keypad meeting specified requirements that enables a visually impaired person to enter personal information necessary to process a transaction. Existing law requires certain existing point-of-sale systems and certain systems to be sold on and after January 1, 2006, that include a video touch screen or nontactile keypad to be equipped with a tactually discernible keypad satisfying those requirements.

This bill would define the term “equipped” for the purposes of these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 13082 of the Financial Code is amended
- 2 to read:
- 3 13082. (a) Whenever a point-of-sale system is changed or
- 4 modified to include a video touch screen or any other nontactile

1 keypad, the point-of-sale device that would include the video
2 touch screen or nontactile keypad shall also be equipped with a
3 tactually discernible numerical keypad similar to a telephone
4 keypad containing a raised dot with a dot base diameter between
5 1.5 millimeters and 1.6 millimeters and a height between 0.6
6 millimeters and 0.9 millimeters on the number 5 key that enables
7 a visually impaired person to enter his or her own personal
8 identification number or any other personal information
9 necessary to process the transaction in a manner ~~which~~ *that*
10 provides the opportunity for the same degree of privacy input and
11 output available to all individuals.

12 (b) (1) On or before January 1, 2010, any existing
13 point-of-sale system, except as provided in paragraph (2), that
14 includes a video touch screen or any other nontactile keypad
15 shall also be equipped with a tactually discernible keypad as
16 described in subdivision (a).

17 (2) At locations equipped with two or less point-of-sale
18 machines, only one point-of-sale machine shall be required to be
19 equipped with a tactually discernible keypad on or before
20 January 1, 2010, as described in subdivision (a).

21 (c) On and after January 1, 2006, a manufacturer or distributor
22 shall be required to offer for availability touch screen or other
23 nontactile point-of-sale devices to be used and sold in this state
24 that are equipped with tactually discernible keypads as described
25 in subdivision (a) that enable a visually impaired person to enter
26 his or her own personal identification number or any other
27 personal information necessary to process a transaction in a
28 manner that ensures personal privacy of the information being
29 entered.

30 (d) As used in this section, “point-of-sale device” includes any
31 device used by a customer for the purchase of a good or service
32 where a personal identification number (PIN) is required, but
33 does not include the following:

34 (1) An automated teller machine as defined in subdivision (c)
35 of Section 13020.

36 (2) A point-of-sale device that is equipped to, or exclusively
37 services, motor fuel dispensers.

38 (e) *As used in this section, “equipped” means any device*
39 *whether permanent or affixed to the unit by means of a braided*
40 *wire or some other tether that does not lend itself to easy*

1 *removal and otherwise meets the terms and conditions of this*
2 *section. The device should securely fit within the unit and be*
3 *made of durable material that allows the visually impaired user*
4 *easy access.*

5 (f) This section shall not be construed to preclude or limit any
6 other existing right or remedy as it pertains to point-of-sale
7 devices and accessibility.

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